

Village of Owego Board of Trustees Meeting
Minutes of June 7, 2010

The regular meeting of the Village of Owego Board of Trustees was held on Monday, June 7, 2010 at 20 Elm Street, Owego, NY, starting at 7:00 p.m. The following people were in attendance:

Mayor:	Edward L. Arrington
Trustees:	Connie Sternberg
	Jane Woody
	Tom Clark
	Ken Smith
	Ann Lockwood
	Jim Legursky
Clerk-Treasurer:	Rod Marchewka
DPW Supt:	Jeff Soules
WWTP Supt.:	Ron Horton
Fire Chief:	Ed Bidwell
Police Chief:	Rick McCulskey
Village Attorney:	Irene Graven

Insert "A" Visitor's List

Privilege of the Floor:

Proclamation for the band Hover. It was a pleasure for the Mayor to present to band members Jordon Wolock (vocals), Jacob Kurtz (bass), Ian Williams (drums), Andy Williams (guitar), and Travis Williams (keyboard) a proclamation on their success as a young musical group.

Skateboard Park Update – no report at this time.

Kim Kavulich – Insert B (on file)

Motion by Trustee Sternberg, seconded by Trustee Clark, to give approval for the Second Annual Family Fun Event to be held at Marvin Park. Date is August 18, 2010 from 2:00 p.m. to 7:00 p.m. as described above. Also, any issues with needed permits and insurance for a petting zoo need to be approved by Village Attorney.

Unanimously Approved

The committee is also to check on field availability with the softball league, the Tioga County Horseman's Association (about horses using the race track), and for additional parking at the old school building owned by Mr. Hilldale.

Paul Cole, Captain of the Owego Fire Department EMS, presented the Board with a copy of a proposed budget from EMS (copy on file at clerk's office).

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Discussion on new ambulance not being lettered with the words Fire Department on it.

Motion by Trustee Sternberg, seconded by Trustee Woody, to retain current lettering on new ambulance.

Motion by Trustee Clark to strike the question. Roll call vote – Woody – no; Legursky – yes; Smith – yes; Clark – yes; Lockwood – yes; Sternberg – no.

Motion failed due to lack of 2/3's majority

Motion by Trustee Sternberg, seconded by Trustee Woody, to retain current lettering on new ambulance. Trustees Legursky, Lockwood, Clark, and Smith voted no. Trustees Woody and Sternberg voted yes.

Motion defeated 4-2

Discussion on proposed Local Law #4 – Rental Inspections:

Trustee Smith – law still needs tweaking

Trustee Sternberg – like to make sure the law becomes a landmark law; don't want to create problems for ourselves

Trustee Lockwood – is this duplication by the HUD Agency?

Mike Santore – HUD has 20 properties, the Village has 365 properties

Trustee Legursky – still have a problem with the black iron gas pipe through the floor issue

Motion by Trustee Sternberg, seconded by Trustee Woody, to set June 21, 2010 for the Public Hearing on Village of Owego Rental Inspection Local Law #4. Trustees Sternberg, Woody, Clark, Lockwood, and Smith voted yes. Trustee Legursky abstained.

Motion Carried

Motion by Trustee Clark, seconded by Trustee Lockwood, to approve the Strawberry Festival for Saturday, June 19, 2010.

Unanimously Approved

Motion by Trustee Smith, seconded by Trustee Clark, for the election of the following officers:

Chief 871 – Edward Bidwell

Chief 872 – Daniel Gavin

Chief 873 – Michael Bidwell

Chief 874 – Scott Gurney

Secretary – Kenneth Patterson

Treasurer – Dennis Reynolds

Motion by Trustee Woody, seconded by Trustee Sternberg, to table the officer's who were elected by the OFD on May 26, 2010, until OFD provides the Village Board in writing the training and

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qualifications of each as stated in OFD SOP/SOG'S. Trustees Sternberg and Woody voted yes. Trustees Legursky, Lockwood, Clark, and Smith voted no.

Motion Failed

Vote on election of officers. Trustee Sternberg and Trustee Woody voted no. Trustees Legursky, Lockwood, Clark, and Smith voted yes.

Motion Carried (4-2)

PUBLIC HEARING OPENED AT 7:58

Motion by Trustee Legursky, seconded by Trustee Smith, to approve Local Law #3.

Motion by Trustee Sternberg, seconded by Trustee Woody, to table this motion. Trustees Woody and Sternberg voted yes. Trustees Legursky, Smith, Lockwood, and Clark voted no.

Roll call vote on Local Law #3 –

Trustee Woody – Abstained

Trustee Legursky – Yes

Trustee Clark – Yes

Trustee Smith – Yes

Trustee Lockwood – Yes

Trustee Sternberg – No

Passed 4 to 1

Motion by Trustee Woody, seconded by Trustee Sternberg, that trustees shall procure fire engines and other necessary and convenient apparatus for the prevention and extinguishment of fires and provide safe and convenient places for keeping the same. They shall establish and maintain a Fire Department and approve members based on categories of service. Categories shall include those considered to be “emergency responder” or “other” with emergency responder making up no less than 80% of the total membership. The department, at its own discretion, may recognize past members or “inactive” in a separate category of distinction. They shall prescribe bylaws for the organization, discipline and regulation of such Fire Department, with penalties for the enforcement thereof. Said Fire Department shall consist of the chief, assistant chiefs and elected officers from the membership at large. Trustees Legursky, Clark, Smith, and Lockwood voted no. Trustees Woody and Sternberg voted yes.

Motion failed

Update from fire department on PESH Citations/Violations.

Daniel Gavin – 9 of the 18 citations have been taken care of. The fire department is working with John Scott (County Fire Coordinator) and the State to correct the rest of the violations.

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Payment of Bills

Discussion: Trustee Sternberg asked who made the decision to pay for the full amount of the new ambulance out of the Reserve Fund? Why did it not come before the board?

Motion by Trustee Smith, seconded by Trustee Clark, to approve the bills as submitted, copy on file in clerk's office.

Unanimously Approved

Motion by Trustee Clark, seconded by Trustee Lockwood, to approve the following transfers

JUNE 7, 2010 BOARD APPROVED TRANSFERS			
FROM/TO	ACCOUNT #	ACCOUNT NAME	AMOUNT
FROM:	A.2705.00.000	GIFTS & DONATIONS	\$2,000.00
TO:	A.8810.40.559	MONUMENT REPAIR	\$2,000.00
FROM:	A.2705.00.000	GIFTS & DONATIONS	\$500.00
TO:	A.8810.40.559	MONUMENT REPAIR	\$500.00
FROM:	A.3090.00.000	STATE GRANTS	\$2,079.97
TO:	A.6989.40.424	BROWNSFIELD	\$2,079.97
FROM:	A.3090.00.000	STATE GRANTS	\$2,242.72
TO:	A.6989.40.424	BROWNSFIELD	\$2,242.72

Unanimously Approved

Motion by Trustee Woody, seconded by Trustee Clark, to approve the recommendation of WWTP Superintendent Ron Horton that surplus equipment be sold as scrap.

Unanimously Approved

Motion by Trustee Woody, seconded by Trustee Smith, that the minutes of May 24, 2010 be approved.

Unanimously Approved

Motion by Trustee Woody, seconded by Trustee Clark, that the minutes of May 10, 2010 be approved.

Unanimously Approved

Motion by Trustee Woody, seconded by Trustee Clark, to approve the purchase of an ATV for the DPW. Trustees Legursky, Smith, Lockwood, and Clark voted no. Trustees Woody and Sternberg voted yes. Mayor Arrington voted yes.

Motion Denied (4-3)

Motion by Trustee Smith, seconded by Trustee Lockwood, for a resolution authorizing the mayor to enter into a license agreement with the V.O.O. Fire Department Convention Committee and American Legion Post #401 approving these two groups to use Fire Department premises for the 117th Central New York Fire Association Convention, subject to certain agreed upon restrictions and specifications per approval of the village attorney. Per approval of the village attorney time from July 15th thru July 18th covers all activities.

Unanimously Approved

Motion by Trustee Woody, seconded by Trustee Sternberg, based on the recommendations of the village attorney to reflect that the OFD members who were in good standing as of the first Wednesday in May 2009 but then failed to complete the state mandated Violence in the Workplace Training will not be re-instated as a member in good standing until the proper policy procedures are followed for re-instatement as a volunteer member of the OFD. Trustees Sternberg and Woody voted yes. Trustees Clark, Smith, Lockwood, and Legursky voted no.

Motion Denied (4-2)

Mayor Arrington asked for a short recess from 8:40 to 8:55, back in session.

Motion by Trustee Sternberg, seconded by Trustee Legursky, to allow NYSEG to remove trees on Delphine and Talcott Streets.

Motion by Trustee Clark, seconded by Trustee Woody, to table until Thursday's Budget Meeting so more information can be obtained from the Shade Tree Committee.

Unanimously Approved

Trustee Woody

- What is the status of fire department boiler that received violations from the labor department? Trustee Legursky said any problems with the boiler will be taken care of as soon as possible.
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Trustee Legursky

- Is concerned about the cemetery plots in Evergreen Cemetery being bought up by out-of-towners.
- Depot Street sidewalks and the street need to be repaired (photos were passed around)

Trustee Sternberg

- Met with Elaine Jardine (Tioga County Economic Development & Planning Director) and Trustee Sternberg thinks that the village should look into forming a Site Plan Review Committee

Fire Chief Ed Bidwell

Motion by Trustee Smith, seconded by Trustee Lockwood, to approve the purchase of a used ambulance from Gilbertsville for a price of \$17,500.00. Money will come from the fire reserve account.

Unanimously Approved

Motion by Trustee Woody, seconded by Trustee Clark, to authorize the mayor to sign any necessary papers for the purchase of used ambulance.

Unanimously Approved

Motion by Trustee Legursky, seconded by Trustee Clark, that the village board hold an attorney/client (executive session).

Unanimously Approved

Client/attorney privilege from 9:30 p.m. to 9:45 p.m.

Motion by Trustee Legursky, seconded by Trustee Lockwood, to go back into regular session.

Unanimously Approved

Privilege of the Floor:

Sue Dickinson – wanted to know who authorized the purchase of new ambulance in one payment?

Herb McDowell – wanted to know if an ambulance was approved?

Carl Jones – informed the board that EMS members were being harassed by the fire department members about the fire department lettering.

Rusty Fuller – Fire Department, spoke on Violence in the Workplace method of punishment (need 5 day notice and hearing). The fire department wants to be in compliance. He also requested the village board send a letter to the Fire Board explaining any updates.

Pat Gavin – regarding the Owego Fire Department Restoration Act of April 19, 2010, spoke about the certified list of members who would be reinstated.

Rich Watkins – the fire department needs to differentiate levels of training for fire department members.

Motion by Trustee Woody, seconded by Trustee Clark, approving the hiring of Jim Murray Appraisal Service to appraise approximately 7 to 8 acres on Rte. 434, next to the sewage treatment plant.

Unanimously Approved

Motion by Trustee Legursky, seconded by Trustee Smith, to adjourn. Unanimously Passed Meeting adjourned at 9:50 p.m.

Unanimously Approved